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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

SCOTT MONSEVATH,

Defendant and Appellant.

D064182

(Super. Ct. No. SCD244512)

APPEAL from a judgment of the Superior Court of San Diego County, Eugenia Eyherabide, Judge. Affirmed.

Steven J. Carroll, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

Scott Monsevath was charged by information with one count of stalking with a court order in effect in violation of Penal Code section 646.9, subdivision (b), and seven counts of disobeying a court order in violation of Penal Code section 273.6, subdivision

(a). The information also specially alleged he suffered a prior prison term for violating Penal Code section 646.9, subdivision (b). After his first trial ended in a mistrial, the parties entered into a plea bargain under which Monsevath pleaded guilty to three counts of disobeying a court order in violation of Penal Code section 273.6, subdivision (a), each offense having occurred on three separate days, and the prosecution agreed to dismiss the remaining counts. He entered the plea with the understanding he could be sentenced to three years in jail. The court sentenced Monsevath to a term of 365 days on each of the three convictions and ordered those terms to be served consecutively. Monsevath appeals. We affirm the judgment.

FACTS

On three separate occasions, Monsevath knowingly and willfully violated a lawful court order that had been obtained to prevent domestic violence and disturbance of the peace.

DISCUSSION

Appointed appellate counsel has filed a brief summarizing the proceedings below. Counsel presents no argument for reversal, but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738. Counsel identifies as a possible, but not arguable, issue: whether the trial court abused its discretion in sentencing Monsevath to three consecutive terms.

We granted Monsevath permission to file a supplemental brief on his own behalf, but he has not responded. A review of the record pursuant to *People v. Wende, supra*, 25 Cal.3d 436 and *Anders v. California, supra*, 386 U.S. 738 has disclosed no reasonably

arguable appellate issues. Monsevath has been competently represented by counsel on this appeal.

DISPOSITION

The judgment is affirmed.

McDONALD, Acting P. J.

WE CONCUR:

McINTYRE, J.

IRION, J.